

JUN 13 2005

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Approved for use through 07/31/2006. OMB 0651-0031

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**TRANSMITTAL
FORM**

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Total Number of Pages in This Submission	5	Attorney Docket Number	34703/0020
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ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Postcard
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	McDonough Holland & Allen PC		
Signature			
Printed name	Carl J. Schwedler		
Date	June 9, 2005	Reg. No.	36,924

CERTIFICATE OF TRANSMISSION/MAILING

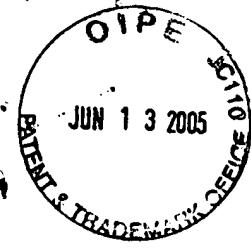
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Signature	
Typed or printed name	Connie Evenich
Date	June 9, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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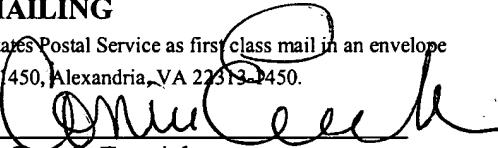
APPLICANT: William Waycott
APPLICATION NO.: 10/665,029
FILING DATE: September 19, 2003
TITLE: Lettuce Varieties Having Both Iceberg and Romaine Lettuce Characteristics and Methods of Using Seminis Vegetable Seeds, Inc.
EXAMINER: Keith O'Neal Robinson
GROUP ART UNIT: 1638
ATTY. DKT. NO.: 34703/0020

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Dated: 6-9-05

By:


Connie Evenich

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AMENDMENT AND RESPONSE TO

ELECTION/RESTRICTION REQUIREMENT

SIR:

In response to the Election/Restriction requirement mailed May 9, 2005, Applicants elect Group I. Elected patentably distinct species PSR 6425 of previously elected Group II is elected for prosecution, to the extent necessary, of Claims 38 to 45.

Please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 4 of this paper.